

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – T & A Department – Smt. Ch. Sita Kumari, the then J.A.O., presently working as A.A.O., O/o. the Director of Tribal Cultural Research & Training Institute, A.P., Hyderabad – Notional Seniority in the category of Junior Accounts Officer – Orders – Issued.

FINANCE (Admn.III) DEPARTMENT

G.O. Rt. No. 567

Dt. 15-2-2010.

Read the following:

1. Lr. No. C2/9440/2008, dt. 22-9-2008 from the D.T.A., A.P., Hyderabad
2. Representation of Smt. C. Sita Kumari, J.A.O. dt. 25-9-2008.
3. Govt. memo. No. 28906/246/A2/Admn.III/2008, dt. 13-2-2009, Finance (Admn.III) Dept.
4. Lr. No. C2/9440/2008, dt. 15-12-2009 from the D.T.A., A.P., Hyd.

O R D E R:

The DTA in his letter 1st read above has stated that the name of Smt. Ch. Sita Kumari has been included in the panel of Sr. Accountants for promotion to the category of J.A.Os. during the panel year 2003-2004 and the candidate has been passed over due to non-acquiring of requisite qualification i.e., passing of TAS Examination (she has not passed Paper-I of Part-I of TAS Examination) as on 1-9-2003. Further it is stated that the adverse remarks have been recorded in the A.C.Rs. of Smt. Ch. Sitakumari for the year 2001-2002. It is also stated that the Government in Memo. No. 2688/458/A1/Admn.III/2004, dt. 7-9-2004, Fin. (Admn.III) Dept., have expunged the adverse remarks on the Annual Confidential Reports for the year 2001-2002. Consequent on passing the TAS Exam Part-I the name of the individual has been included in the panel year 2004-2005 and she has been promoted to the category of Junior Accounts Officer. Further as per Rule 6 (b) of A.P. State and Subordinate Service Rules, 1st September of the year shall be reckoned as the qualifying date to determine the eligibility of a candidate for such promotion. Provided also that, the panel of the candidates so prepared shall be reviewed after a period of six months reckoned from the date for approval of the panel, for the purpose of considering the cases of such other persons whose names were not included in the panel of considering the cases of such other persons whose names were not included in the panel prepared earlier for not passing the prescribed tests. It is also stated that the panel of Sr. Accounts for promotion to the category of Junior Accounts Officer during the panel year 2003-2004 has been prepared and placed before the D.P.C. which was held on 12-12-2003. During the above panel, the name of the individual has been passed over due to non-acquiring the requisite qualification & Adverse remarks. As per the Provision under Rule 6 (b) of A.P. State and Subordinate Service Rules, 1996, the panel of Sr. Accountants so prepared for the panel year 2003-2004 has to be reviewed after 6 months i.e., on or after 12-6-2004.

2. The DTA also stated that the Government have expunged the Adverse Remarks recorded on A.C.Rs. on 7-9-2004 and categorically instructed to include her name in the panel year 2004-2005. As per the G.O. Ms. No. 489, G.A. (Ser.C) Dept., dt. 24-7-1980, the reports for the last five years be taken into consideration while preparing the panel for promotion. If the adverse remarks are not expunged, the candidate of the individual for further promotion will be passed over upto 5 years i.e., from the panel year 2001-2002 to 2-6-2007, thus the individual will be eligible for the panel year 2007-2008 only. But as per the instructions of the Govt. Memo. dt. 7-9-2004, her name has been included in the panel year 2004-2005 and promoted to the category of Junior Accounts Officer.

3. In her representation 2nd read above Smt. C. Sita Kumari, has stated that the Review Departmental Promotion committees have not been constituted/conducted to the posts of J.A.Os./S.T.Os. for the past several years in the Directorate of Treasuries & Accounts eventhough there are clear orders to that effect conduction of the Review

DPCs. is mandatory from the panel year 2003-2004 onwards. She also stated that despite the above said explicit instructions of the Govt. and notwithstanding a host of her representation dt. 11-3-2004 and 31-7-2004, her name had not been included in the panel for the year 2003-04 although she became fully qualified by passing Treasuries and Accounts Examination in November, 2003. Whereas about (20) of her juniors were given promotion in August, 2004 causing heart burn and pecuniary loss besides loss of prestige to her. She also stated that in similar cases the Hon'ble APAT, Hyderabad has also ruled in favour of conducting Review DPCs. as laid down in Rule 6 (b) of A.P. State and Subordinate Service Rules. She finally requested the Government kindly to restore her seniority from Sr. Accountant cadre by giving notional promotion as Junior Accounts Officer on par with her immediate Junior Smt. M. Suguna, A.A.O. in pursuance of APAT, Hyderabad judgment in O.A.No.3086/2004 of February, 2008 filed by Sri D. Gangadri, J.A.O. duly including her name in the review panel for the year 2003-04.

4. Accordingly, Government vide Memo. dt. 3rd read above directed the DTA, Hyderabad to place the name of Smt. C. Sita Kumari, J.A.O., before the review DPC as per Para 13 (a)(e) of G.O.Ms.No.187, G.A. (Ser.B) Dept., dt. 25-4-1985, for suitable recommendations and then refer the matter to Government for further action.

5. The DTA in his letter 4th read above has stated that as directed in Memo. 3rd above, the Review DPC was held on 8.6.2009, and the name of Smt. C. Sita Kumari the then Junior Accounts Officer. O/o. the Director of TCR & TI, A.P., Hyderabad has been recommended by placing her name in between Sri P.Rama Mohan Naidu and Smt. M.Suguna presently working as ATOs/AAOs. and notices have been issued to the individuals who are going to affect due to the proposed notional promotion and they were requested to submit their representation if any on the proposed Notional promotion of Smt. Sita Kumari, the then Junior Accounts Officer and now working as Assistant Accounts Officer in O/o. the Director of Tribunal Cultural Research & Training Institute, A.P., Hyderabad, vide his office notice dt 20.6.209. **No objections were received and the** DTA requested to assign notional seniority to Smt. Ch.Sita Kumari in the category of Junior Accounts Officer w.e.f. 22.7.2004 i.e., from the date of regularization of service of Smt. M.Suguna who is immediate junior to Smt. Ch. Sita Kumari.

6. After careful examination of the matter, in exercise of powers conferred under Rule 31 of A.P. Stae & Suborsdinatte service rules, 1996, Government hereby order to assign notional seniority to Smt. Ch. Sita Kumari in the category of Junior Accounts Officer w.e.f. 22.7.2004 i.e., from the date of regularization of service of Smt. M. Suguna who is immediate junior to Smt. Ch. Sita Kumari in relaxation of Rule 33 of A.P. State & Subordinate Service Rules, 1996.

7. The Director of Treasuries & Accounts, Hyderabad is requested to take further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

L.V. SUBRAHMANYAM
PRL. SECRETARY TO GOVERNMENT (FP)

To
The Director of Treasuries & Accounts,
Hyderabad.
SC/SF

// Forwarded :: By Order //

SECTION OFFICER